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BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS-AMERICAN WATER COMPANY) DOCKET NO.
) 11-0265
Application for Approval of)
its Annual Reconciliation of)
Purchased Water and Purchased Sewage)
Treatment Surcharges pursuant to)
83 Ill. Adm. Code 655.)

Springfield, Illinois

August 7, 2014

Met, pursuant to notice, at 10:30 a.m.

BEFORE:

Larry Jones, Administrative Law Judge

MIDWEST LITIGATION SERVICES
by: Dorothy J. Hart, RPR, CSR
CSR #084-001390

1 APPEARANCES:

2 Kenneth C. Jones
3 Corporate Counsel
4 Illinois-American Water Company
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6 Belleville, Illinois 62223
7 (Appearing via teleconference on
8 behalf of Illinois-American Water
9 Company)

10 Kimberly Swan
11 Kelly Turner
12 Office of General Counsel
13 Illinois Commerce Commission
14 160 North LaSalle Street, Suite C-800
15 Chicago, Illinois 60601
16 (Appearing via teleconference on
17 behalf of the Staff of the
18 Illinois Commerce Commission)

19 Susan L. Satter
20 Sameer H. Doshi
21 Assistant Attorneys General
22 100 West Randolph Street, 11th Floor
23 Chicago, Illinois 60601
24 (Appearing via teleconference
on behalf of the People of the
State of Illinois)

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1 PROCEEDINGS

2 JUDGE JONES: Good morning. I call for
3 hearing Docket Number 11-0265. This is titled
4 Illinois-American Water Company Application for
5 Approval of its Annual Reconciliation of Purchased
6 Water and Purchased Sewage Treatment Charges
7 Pursuant to 83 Illinois Administrative Code 655.

8 At this time we will take the
9 respective appearances orally for the record. If
10 you have appeared previously at hearing in this
11 docket, you need not restate your contact
12 information unless it has changed or you simply
13 prefer to state it.

14 We will start with the appearance or
15 appearances on behalf of Illinois-American Water
16 Company.

17 MR. JONES: Thank you, Your Honor. For
18 the Company, this is Kenneth Jones. My address is
19 300 North Water Works Drive, Belleville, Illinois,
20 62223, and the phone number is 618-239-3222.

21 JUDGE JONES: Okay. Thank you.

22 Other appearances?

23 MS. SWAN: On behalf of the Staff
24 witnesses of the Illinois Commerce Commission,

1 Kimberly Swan and Kelly Turner. Our contact
2 information has been previously provided.

3 JUDGE JONES: Okay. Thank you.
4 Other appearances?

5 MR. DOSHI: Your Honor, on behalf of
6 the People of the State of Illinois by and through
7 the Attorney General, Sameer Doshi, spelled
8 S-a-m-e-e-r D-o-s-h-i, and Susan Satter,
9 S-a-t-t-e-r. Our contact information was
10 previously provided.

11 JUDGE JONES: Thank you.

12 Are there any other appearances?

13 (No response)

14 JUDGE JONES: Let the record show there
15 are not.

16 Are the parties ready to proceed with
17 whatever plan you have agreed to or do you need a
18 couple minutes among yourself to finish that up?

19 MR. JONES: I think, Your Honor, we're
20 ready to proceed with the admission of evidence,
21 and we might need to discuss a bit a briefing
22 schedule and schedule from here on out.

23 JUDGE JONES: Is that okay with you,
24 Mr. Doshi?

1 MR. DOSHI: That's fine, Your Honor.

2 Thank you.

3 JUDGE JONES: Thank you.

4 At this time then, Mr. Jones, do you
5 want to go ahead and proceed with your offering of
6 your evidentiary items?

7 MR. JONES: Yes. Thank you, Your
8 Honor.

9 Illinois-American Water moves for the
10 admission into evidence of IAWC Exhibit 1.00, which
11 is the direct testimony of Kevin Hillen, including
12 the exhibits IAWC 1.01 and 1.02, which -- all of
13 which were filed on February 28th, 2014, on
14 e-Docket, and in addition, the affidavit of Kevin
15 Hillen, which is IAWC Exhibit Number 1.03, which
16 was filed this morning on e-Docket.

17 In addition, IAWC moves for the
18 admission into evidence of IAWC Exhibit 2.00, which
19 is the direct testimony of Michael A. Smyth. In
20 addition, Illinois-American Water moves for the
21 admission of the exhibits accompanying that
22 testimony, which are Exhibit Numbers 2.01, 2.02,
23 and 2.03, all of which were previously filed on
24 February 28th, 2014, on e-Docket. Also,

1 Illinois-American Water moves for the admission of
2 the affidavit of Michael A. Smyth, which is IAWC
3 Exhibit 2.04, which was filed earlier this morning
4 on e-Docket.

5 And finally, Illinois-American Water
6 moves for the admission into evidence of IAWC
7 Exhibit 3.00, which is the direct testimony of Rich
8 Kerckhove. And in addition, the company moves for
9 admission into evidence of the exhibits supporting
10 that testimony, which are labeled IAWC Exhibits
11 3.01 through 3.14, all of which were filed on
12 February 28th, 2014, on e-Docket. And in addition,
13 Illinois-American Water Company moves for the
14 admission into evidence of the affidavit of Rich
15 Kerckhove, which is IAWC Exhibit 3.15, which was
16 filed earlier today on e-Docket.

17 JUDGE JONES: Thank you. Do you mind
18 spelling the last names of those witnesses for our
19 court reporter?

20 MR. JONES: Sure. For Kevin Hillen,
21 which is Exhibit 1.00, his last name is
22 H-i-l-l-e-n. For Exhibit 2.00, Michael Smyth,
23 that's S-m-y-t-h. And for Exhibit 3.00, that's
24 Richard Kerckhove, K-e-r-c-k-h-o-v-e.

1 JUDGE JONES: Thank you.

2 MR. JONES: And, Your Honor, that is
3 all the evidence that Illinois-American Water is
4 submitting for admission at this time.

5 JUDGE JONES: And you're offering those
6 at this time; is that correct?

7 MR. JONES: Yes, Your Honor.

8 JUDGE JONES: Are there any objections
9 or clarifications with regard to the admission of
10 those evidentiary items into the record?

11 (No response)

12 JUDGE JONES: Let the record show there
13 are not at this time. Then let the record show
14 that the exhibits that have just been identified on
15 the record are admitted into the evidentiary
16 record. They are admitted as filed on e-Docket on
17 the dates that were identified moments ago by
18 Mr. Jones.

19 (IAWC Exhibit 1.00, 1.01, 1.02,
20 1.03, 2.00, 2.01, 2.02, 2.03,
21 2.04, 3.00, 3.01 - 3.14, and 3.15
22 admitted.)

23 MR. JONES: Thank you, Your Honor.

24 JUDGE JONES: All right. Is the

1 Commission Staff ready to proceed with what it has
2 to offer?

3 MS. SWAN: Yes, Your Honor.

4 JUDGE JONES: Okay, Ms. Swan.

5 MS. SWAN: Thank you.

6 On May 20th, 2014, Staff filed on
7 e-Docket the direct testimony of Mary H. Everson,
8 E-v-e-r-s-o-n, which is marked as ICC Staff Exhibit
9 1.0 and includes Schedules 1.1, 1.2 AH, 1.2 CS,
10 1.2 DC, 1.2 F, 1.2 M, 1.2 SW, 1.2 W, 1.2 SB, 1.3,
11 1.4 CC, 1.4 VV, 1.4 RO, and 1.4 RM.

12 On August 5th, 2014, in support of
13 those exhibits Staff filed on e-Docket the
14 affidavit of Mary H. Everson, which is marked as
15 ICC Staff Exhibit 2.0.

16 Staff moves for admission into the
17 record of ICC Staff Exhibits 1.0 and 2.0.

18 JUDGE JONES: Okay. Thank you.

19 Are there any objections or
20 clarifications to the admission of those items?

21 (No response)

22 JUDGE JONES: Let the record show there
23 are not. Accordingly, ICC Staff Exhibit 1.0, which
24 includes the various attachments just identified,

1 as well as ICC Staff Exhibit 2.0 are admitted into
2 the evidentiary record. They are admitted into the
3 record as filed on e-Docket on the dates just noted
4 by Ms. Swan.

5 (ICC Staff Exhibits 1.0 and 2.0
6 admitted.)

7 JUDGE JONES: Okay. Mr. Doshi, will
8 the People be filing an exhibit in this matter
9 also?

10 MR. DOSHI: Yes, thank you, Your Honor.

11 A few minutes before the hearing this
12 morning I served by e-mail the group exhibit that
13 we are filing on e-Docket this morning, and I would
14 like to read the list of exhibits that are part of
15 the group exhibit and move for their admission.

16 AG Group Exhibit 1 is the Company's
17 response to Data Request AG 1.4.

18 AG Group Exhibit 2 is the Company's
19 response to Data Request AG 1.5.

20 AG Group Exhibit 3 is the Company's
21 response to Data Request AG 1.6.

22 AG Group Exhibit 4 is the Company's
23 response to Data Request AG 1.7.

24 AG Group Exhibit 5 is the response to

1 Data Request AG 1.8.

2 AG Group Exhibit 6 is the response to

3 Data Request AG 1.10.

4 AG Group Exhibit 7 is the Company's

5 response to Data Request AG 1.14.

6 AG Group Exhibit 8 is the response to

7 Data Request AG 1.15.

8 AG Group Exhibit 9 is the Company's

9 response to Data Request AG 1.16.

10 AG Group Exhibit 10 is the response to

11 Data Request AG 1.18.

12 AG Group Exhibit 11 is the response to

13 Data Request AG 1.19.

14 AG Group Exhibit 12 is the response to

15 Data Request AG 1.22.

16 AG Group Exhibit 13 is the response to

17 Data Request AG 1.23.

18 AG Group Exhibit 14 is the response to

19 Data Request AG 1.24.

20 AG Group Exhibit 15 is the response to

21 Data Request AG 2.1.

22 AG Group Exhibit 16 is the response to

23 Data Request AG 2.2.

24 AG Group Exhibit 17 is the response to

1 Data Request AG 2.3.

2 AG Group Exhibit 18 is the response to
3 Data Request AG 2.4.

4 AG Group Exhibit 19 is the response to
5 Data Request AG 2.5.

6 And finally, AG Group Exhibit 20 is the
7 response to Data Request AG 2.6.

8 JUDGE JONES: Thank you. Those are
9 being offered at this time; is that correct?

10 MR. DOSHI: Yes, Your Honor.

11 JUDGE JONES: And did you say they have
12 been filed already?

13 MR. DOSHI: Yes.

14 JUDGE JONES: Are there any objections
15 or clarifications to the admission into the
16 evidentiary record of those DR Responses identified
17 as AG Group Exhibits 1 through 20?

18 (No response)

19 JUDGE JONES: Let the record show there
20 are not. Accordingly, AG Group Exhibits 1 through
21 20, consisting of the various Data Request
22 Responses to AG Data Requests just identified by
23 Mr. Doshi on the record, are hereby admitted into
24 the evidentiary record in this proceeding.

1 (AG Group Exhibits 1 - 20
2 admitted.)
3 JUDGE JONES: Do the parties have a
4 briefing schedule to propose or do you need a
5 couple minutes off the record to finalize that?
6 MR. JONES: I think a couple minutes
7 would be good, Your Honor.
8 JUDGE JONES: At this time we hereby go
9 off the record for that purpose.
10 (Discussion off the record.)
11 JUDGE JONES: Back on the record.
12 Let the record show there was an
13 off-the-record discussion for the purposes
14 mentioned.
15 Is there a briefing schedule to propose
16 at this time?
17 MR. JONES: Yes, Your Honor. This is
18 Ken Jones. We have discussed and proposed October
19 8th for the filing of initial briefs and November
20 14th for the filing of reply briefs.
21 JUDGE JONES: Thank you. That's a
22 joint proposal?
23 MR. JONES: Yes, Your Honor.
24 JUDGE JONES: All right. Any comments

1 or clarification from Counsel for other parties?

2 (No response)

3 JUDGE JONES: Let the record show there
4 are not.

5 At this time then let the record show
6 that the briefing schedule just proposed seconds
7 ago is hereby adopted.

8 Is there anything else before we
9 conclude today's hearing?

10 MR. JONES: Not from the Company, Your
11 Honor.

12 MS. SWAN: Nothing from Staff.

13 JUDGE JONES: All right. Thank you
14 all. And also thanks to Mr. Jones for circulating
15 the call-in number.

16 At this time let the record show that
17 today's hearing is over and this matter is hereby
18 marked heard and taken.

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1 CERTIFICATE OF REPORTER

2 STATE OF ILLINOIS)
3) ss
4 COUNTY OF SANGAMON)

5 I, DOROTHY J. HART, a Registered
6 Professional Reporter and Certified Shorthand
7 Reporter within and for the State of Illinois, do
8 hereby certify that the foregoing proceedings were
9 taken by me to the best of my ability and
10 thereafter reduced to typewriting under my
11 direction; that I am neither counsel for, related
12 to, nor employed by any of the parties involved in
13 this proceeding, and further that I am not a
14 relative or employee of any attorney or counsel
15 employed by the parties thereto, nor financially or
16 otherwise interested in the outcome of the action.

17
18
19 Registered Professional Reporter
20 Certified Shorthand Reporter
21 Illinois CSR No. 084-001390
22
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24